



DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **A METHOD FOR SEQUENCE ANALYSIS**; the specification of which was filed on **September 29, 2003** as Application Serial No. **10/673,938**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

Application No.: 60/279,238

Filing Date: March 28, 2001

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: **PCT/AU02/00397** Filing Date: **March 28, 2002** Status: **pending**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Jonathan Macgregor Keith**

✓ Inventor's signature J. Keith

✗ Date February 9, 2004

Residence: **11 Emblem Street, Jamboree Heights, Queensland, 4074, Australia**

Citizenship: **Australian**

Post Office Address: **11 Emblem Street, Jamboree Heights, Queensland, 4074, Australia**

Full name of second inventor: **Darryn Edward Bryant**

✗ Inventor's signature D. Bryant

✗ Date February 4, 2004

Residence: **371 Macquarie Street, Jindalee, Queensland, 4074, Australia**
B St Lucia 4067

Citizenship: **Australian** B B

Post Office Address: **24 Gareel Street, Jindalee, Queensland, 4074, Australia**

Department of Mathematics, University of Queensland, QLD 4072, Australia

Full name of third inventor: **Peter Adams**

✗ Inventor's signature P. Adams

✗ Date February 4, 2004

Residence: **850 London Road, Chandler, Queensland, 4155, Australia**

Citizenship: **Australian**

Post Office Address: **850 London Road, Chandler, Queensland, 4155, Australia**

Send Correspondence To:

KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995



DAVII99.003C1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Keith et al.)
App. No. : 10/673,938)
Filed : September 29, 2003)
For : A METHOD FOR SEQUENCE)
ANALYSIS)
Examiner : Unknown)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this

App. No. :
Filed :

application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

The University of Queensland

× Dated: 18 March 2004 × By: Douglas Porter

× Title: DOUGLAS PORTER
Secretary and Registrar
The University of Queensland

× Address: _____

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ASSIGNMENT

WHEREAS, WE (1) Jonathan Macgregor Keith, an Australian citizen, residing at 11 Emblem Street, Jamboree Heights, Queensland, 4074, Australia; (2) Darryn Edward Bryant, an Australian citizen, residing at 243/11 Garfield Street, Indooroopilly, Queensland, 4068, Australia and (3) Peter Adams, an Australian citizen, residing at 850 London Road, Chandler, Queensland, 4155, Australia hereinafter referred to as Assignor (collectively if more than one inventor is listed above), have invented certain new and useful improvements in A METHOD FOR SEQUENCE ANALYSIS, the specification of which:

(a) was executed on even date herewith; **- DO NOT RECORD -**

(b) was filed on September 29, 2003 as Application No. 10/673,938; or

(c) was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____ (if any) and/or under PCT Article 34 on _____ (if any).

AND WHEREAS, The University of Queensland, with its principal place of business at Queensland 4067 Australia, (hereinafter referred to as Assignee) desires to acquire the entire right, title, and interest in and to the said improvements with respect to the United States of America, its territories and possessions.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby acknowledges that it has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto Assignee, its successors, legal representatives and assigns, the entire right, title, and interest in the United States of America, and its territories and possessions in, to and under said improvements, and any Patent Applications in the United States of America and all divisions, renewals and continuations thereof, and all Patents of the United States of America which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions; and Assignor hereby authorizes and requests the Commissioner of Patents of the United States of America to issue all Patents for said improvements to Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument. **- DO NOT RECORD -**

AND ASSIGNOR HEREBY covenants and agrees that it will communicate to Assignee, its successors, legal representatives and assigns, any facts known to it respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in the United States of America.

IN TESTIMONY WHEREOF, Assignor intending to be legally bound has hereunto affixed its signature.

× This 9th day of February, 2004 ×

J. Keith
Signature of Jonathan Macgregor Keith

× This 4th day of February, 2004 ×

D. Bryant
Signature of Darryn Edward Bryant

× This 4th day of February, 2004 ×

P. Adams
Signature of Peter Adams

Witnessed by:

× Howard T. Keenan

COPY
- DO NOT RECORD -